

BILL NO. G-69-01-13

GENERAL ORDINANCE NO. G- 45-69

AN ORDINANCE amending General Ordinance No. G-97
by authorizing the vacation of first alley north
of Riverside Avenue.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. The following Resolution of the Fort Wayne City
Plan Commission, to-wit:

"WHEREAS, the owners of the real estate described as
the property abutting the first alley North of River-
side Avenue from the East property line of Spy Run
Avenue to the West property line of the first alley
East of Spy Run Avenue, located in Allen County, Indi-
ana, have petitioned and requested the Fort Wayne City
Plan Commission to hold a public hearing upon the
vacation of a certain alley, said alley being more
particularly described as follows:

The first alley North of Riverside Avenue
from the East property line of Spy Run
Avenue to the West property line of the
first alley East of Spy Run Avenue,

all in accordance with Section 44, Chapter 174, of the
Acts of 1947 of the General Assembly of the State of
Indiana, as amended by Section 3, Chapter 385, of the
Acts of 1963 of the General Assembly of the State of
Indiana, Ind. Ann. Stats. 53-744 (Burns 1964 Repl. Ed.);
and

WHEREAS, notice of such public hearing has been given by
due and proper publication thereof; and

WHEREAS, said public hearing was held on the 16th day of
December, 1968, at 4:30 o'clock p.m., and, at such
hearing, there were no objections of any kind or char-
acter which should prevent the vacation of said alley;

NOW, THEREFORE, be it resolved by the Fort Wayne City
Plan Commission that the vacation of said public street
hereinabove described conforms with the general policy
and pattern ~~of~~ of development set out in the master
plan of the City of Fort Wayne, Indiana; and

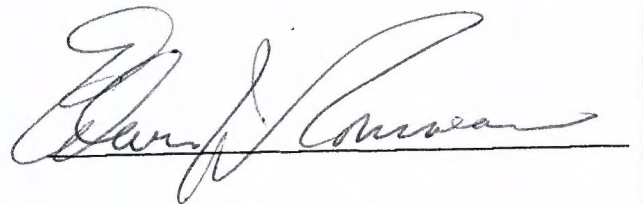
BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Fort Wayne, Allen County, Indiana, with the recommendation that the action taken by this Commission be approved."

duly adopted on December 16, 1968, following a public hearing thereon after first giving notice thereof all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Sec. 53-744 Burns Ind. Statutes Ann. 1964 Repl.) is hereby approved and the recommendations made by said Commission are now accepted.

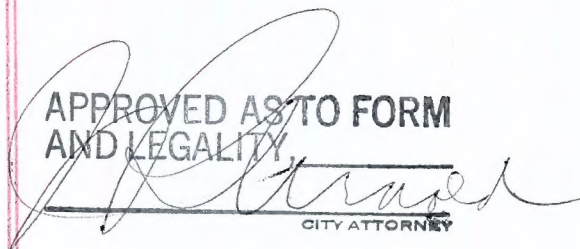
SECTION 2. Vacation of the alley described in said Resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.



APPROVED AS TO FORM
AND LEGALITY


CITY ATTORNEY

RESOLUTION FOR VACATION OF THE FIRST ALLEY
NORTH OF RIVERSIDE AVENUE FROM THE EAST PROPERTY LINE OF
SPY RUN AVENUE TO THE WEST PROPERTY LINE OF THE FIRST ALLEY
EAST OF SPY RUN AVENUE

WHEREAS, the owners of the real estate described as the property abutting the first alley North of Riverside Avenue from the East property line of Spy Run Avenue to the West property line of the first alley East of Spy Run Avenue, located in Allen County, Indiana, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of a certain alley, said alley being more particularly described as follows:

The first alley North of Riverside Avenue from the East property line of Spy Run Avenue to the West property line of the first alley East of Spy Run Avenue,

all in accordance with Section 44, Chapter 174, of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by by Section 3, Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana, Ind. Ann. Stats. 53-744 (Burns 1964 Repl. Ed.); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on the 16th day of December, 1968, at 4:30 o'clock p.m., and, at such hearing, there were no objections of any kind or character which should prevent the vacation of said alley;

NOW, THEREFORE, be it resolved by the Fort Wayne City Plan Commission that the vacation of said public street hereinabove described conforms with the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and;

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said alley hereinabove described be and the same is hereby approved; and,

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Fort Wayne, Allen County, Indiana, with the

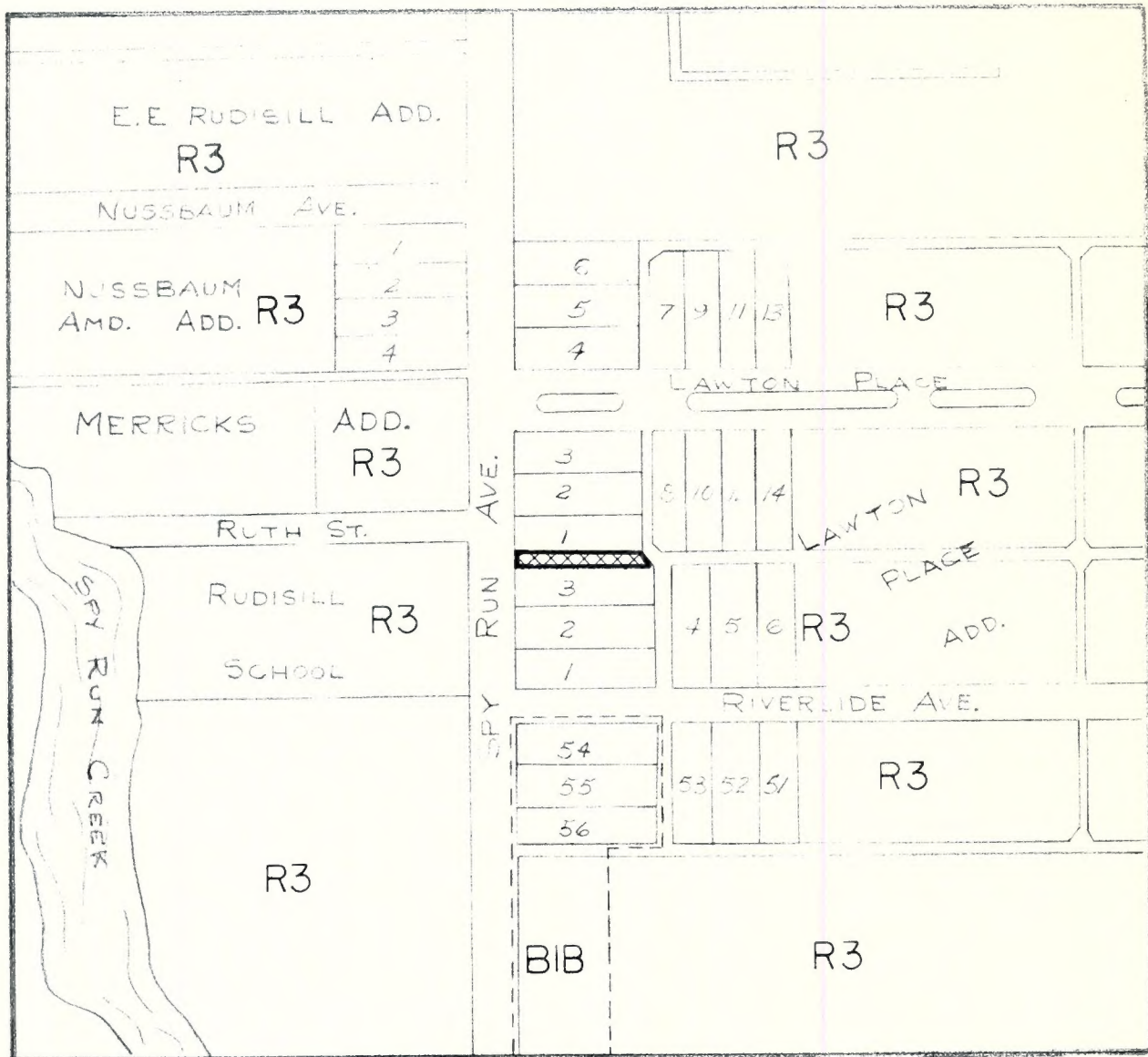
recommendation that the action taken by this Commission be approved.

FORT WAYNE CITY PLAN COMMISSION

By: *Signature (Arthur C. Richard)*
Arthur C. Richard, Chairman

I, Arthur C. Richard, Chairman of the Fort Wayne City Plan Commission, do hereby certify that the above and foregoing is a full, true and accurate copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on the 16th day of December, 1968, and as the same appears in the official records of said City Plan Commission, dated the 16th day of December, 1968.

Arthur C. Richard
Arthur C. Richard



XXXXX ALLEY TO BE VACATED



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GENERAL ORDINANCE NO. G-_____

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BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The following Resolution of the Fort Wayne City Plan Commission, to-wit:

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WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on the 16th day of December, 1968, at 4:30 o'clock p.m., and, at such hearing, there were no objections of any kind or character which should prevent the vacation of said alley;

NOW, THEREFORE, be it resolved by the Fort Wayne City Plan Commission that the vacation of said public street hereinabove described conforms with the general policy and pattern ~~xx~~ of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED that the action of the Fort Wayne City Plan Commission be forwarded to the proper governing body having jurisdiction of the vacation of streets and alleys in Fort Wayne, Allen County, Indiana, with the recommendation that the action taken by this Commission be approved."

duly adopted on December 16, 1968, following a public hearing thereon after first giving notice thereof all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Sec. 53-744 Burns Ind. Statutes Ann. 1964 Repl.) is hereby approved and the recommendations made by said Commission are now accepted.

SECTION 2. Vacation of the alley described in said Resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Bill No. G-69-01-13

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of first alley
north of Riverside Avenue,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

EDWIN J. ROUSSEAU, Chairman

JOHN H. ROBINSON, Vice-Chairman

THOMAS G. ADAMS

JACK K. DUNIFON

PHIL A. STEIGERWALD

[Handwritten signatures in blue ink: Edwin J. Rousseau, John H. Robinson, Thomas G. Adams, Jack K. Dunifon, Phil A. Steigerwald]

CONCURRED IN
DATE 1-28-68 FUAD G. BONAHOOM, CITY CLERK

Read the first time in full and on motion by Rousseau seconded by Robinson and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____ 196 ____, at _____ o'clock P.M., E.S.T.

Date: 1-14-69

Freud G. Bonakoon
City Clerk

Read the third time in full and on motion by Rousseau seconded by Fay and duly adopted, placed on its passage.
Passed (~~LOST~~) by the following vote:

AYES	<u>9</u>	NAYS	<u>0</u>	ABSTAINED	____	ABSENT	____	to-wit:
Adams	<u>✓</u>	____	____	____	____	____	____	
Dunifon	<u>✓</u>	____	____	____	____	____	____	
Fay	<u>✓</u>	____	____	____	____	____	____	
Geake	<u>✓</u>	____	____	____	____	____	____	
Nuckols	<u>✓</u>	____	____	____	____	____	____	
Robinson	<u>✓</u>	____	____	____	____	____	____	
Rousseau	<u>✓</u>	____	____	____	____	____	____	
Steigerwald	<u>✓</u>	____	____	____	____	____	____	
Tipton	<u>✓</u>	____	____	____	____	____	____	

Date 1-28-69

Freud G. Bonakoon
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. 445-69

on the 28th day of January, 196 9.

ATTEST: (SEAL)

Freud G. Bonakoon
City Clerk

J. H. Tipton
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of January, 196 9 at the hour of 10:00 o'clock A.M., E.S.T.

Freud G. Bonakoon
City Clerk

Approved and signed by me this 29th day of January, 196 9 at the hour of 11:30 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor